HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&
HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:15916 OF 2007

Dated:4.10.2007

Between:

Bhupathirao Narra

..**Petitioner**

And

1. The Secretary, Staff Selection commission, Ministry of Personnel, Public Grievances & Pensions Department of Personnel & Training, New Delhi
& others

..Respondents

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HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&

HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:15916 OF 2007

ORDER: (per Hon'ble Smt. Justice T. Meena Kumari)

The present writ petition is filed aggrieved by the order, dated 4.6.2007 passed by the A.P. Administrative Tribunal in O.A.No.223 of 2007.

The petitioner is the applicant. He filed the O.A. seeking to call for the records pertaining to the Tax Assistant Examination-2006 held by the Staff Selection Commission and direct the respondents to declare him as successful in the written test so as to make him eligible for the skill test to be held later. The tribunal having observed that the applicant has failed to follow the instructions as well as the coding property at the relevant point relating to the test form number in the answer sheet and that is why the computer did not accept his paper for evaluation and in other words, it is not due to any malafide or illegal action on the part of the respondents and therefore, there are no merits in the O.A., dismissed the same. Having aggrieved by the same, the present writ petition is filed by the applicant.

Heard the learned counsel for the applicant and Sri A.Rajasekhar Reddy and Sri M.Rangarao, the learned counsel for the respondents.

The contention of the respondents that while appearing for the written examination, in paper I of the answer sheet, all the candidates were required to enter their name, roll number, hall ticket number, date of birth, test form number etc by using H.B. pencil marking the relevant

boxes and it was clearly mentioned in the notification as well as in the OMR sheet that if the particulars are not entered correctly, it would lead to rejection and in the instant case, since the applicant did not enter the test form number correctly, the same was rejected by the computer during evaluation of the papers, appears to be just and proper and it clearly shows that due to non compliance of the instructions only, the computer did not accept the evaluation of the paper. Except this, no malafides can be attributed in this regard so as to warrant inference by this Court. Therefore, We have no hesitation to hold that the tribunal is justified in passing the order impugned. Hence, We see no merits in this writ petition and the same is liable to be dismissed.

Accordingly, this writ petition is dismissed. No costs.

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Justice T. Meena Kumari

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Justice G. Chandraiah

Date: 4th October, 2007
Nn/Gurc.

HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&
HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:15916 OF 2007

(Order delivered by the Hon'ble Smt. Justice T. Meena Kumari)

4.10.2007

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